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Attorneys for Plaintiff and Counterdefendant  
KFD Enterprises, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KFD ENTERPRISES, INC., a California  
Corporation dba Norman's Dry Cleaner,

Plaintiff,

vs.

CITY OF EUREKA,

Defendant.

**Case No. CV-08-4571 MMC**

**STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE THE CITY OF  
EUREKA'S MOTION TO COMPEL  
KFD ENTERPRISES, INC.'S  
FURTHER WRITTEN RESPONSES  
AND PRODUCTION OF DOCUMENTS  
HEARING**

**AND RELATED COUNTERCLAIMS  
AND THIRD PARTY CLAIMS**

Plaintiff and Counterdefendant KFD Enterprises, Inc. ("KFD") and Defendant and  
Counterclaimant City of Eureka ("Eureka"), hereby stipulate to extend the motion hearing date  
for Eureka's motion to compel, currently set for September 8, 2010 at 9:30 a.m., to September  
15, 2010 at 9:30 a.m. or at such other time that is convenient to the Court.

The parties reach this stipulation because counsel for KFD is conflicted on September 8,  
2010 due to previously scheduled matters. The parties have not previously requested a  
continuance on this hearing, and the granting of a continuance of this hearing by the Court will

1 not effect or alter the course of the litigation, or prejudice any other party of this action.

2 Further, briefing deadlines will not change and will be based on the original hearing date  
3 of September 8, 2010.

4  
5 Dated: August 16, 2010

GREBEN & ASSOCIATES

6  
7 /s/ Danielle De Smeth

8 JAN A. GREBEN  
9 DANIELLE DE SMETH  
10 Attorneys for Plaintiff and Counterdefendant  
11 KFD Enterprises, Inc.

12 Dated: August 16, 2010

DAVIDOVITZ & BENNETT LLP

13  
14 /s/ Charles Bolcom


15 MORIS DAVISOVITZ  
16 CHARLES BOLCOM  
17 Attorneys for Defendant and Counterclaimant  
18 City of Eureka

19 **PURSUANT TO STIPULATION, IT IS SO ORDERED** that the hearing date  
20 scheduled for September 8, 2010 be vacated, and is continued until:

21  
22 \_\_\_\_\_ September 15, 2010 at 9:30 a.m.; or

23 \_\_\_\_\_, 2010 at \_\_\_\_\_ a.m./p.m.

24  
25  
26 Dated: August 23, 2010

27   
28 HONORABLE JAMES LARSON  
UNITED STATES DISTRICT JUDGE